

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Rebeca Izquierdo	Team: Team # 2	CCRB Case #: 200408317	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Wednesday, 08/25/2004 10:00 AM	Location of Incident: § 87(2)(b), Queens		Precinct: 101	18 Mo. SOL 2/25/2006	EO SOL 2/25/2006
Date/Time CV Reported Wed, 08/25/2004 8:48 PM	CV Reported At: CCRB	How CV Reported: Call Processing System	Date/Time Received at CCRB Wed, 08/25/2004 8:48 PM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. LT Gary Messina	00000	874530	101 PCT

Officer(s)	Allegation	Investigator Recommendation
A.LT Gary Messina	Abuse: Lt. Gary Messina threatened to issue a summons to § 87(2)(b)	§ 87(2)(b)

Synopsis

§ 87(2)(b) filed this complaint by telephone with the CCRB on 8/25/04. § 87(2)(b) is a § 87(2)(b) at § 87(2)(b), located at § 87(2)(b) in Queens. § 87(2)(b) stated that on 8/25/04, at approximately 10am, she was at § 87(2)(b) in the triage area with a patient, when officers banged on the glass door to the emergency room. When § 87(2)(b) did not respond, the officers banged on the door again and instructed her to open it for them. A male officer wearing a white shirt said, "Where is your car so I can go out and give you a summons?" § 87(2)(b) identified the officer as PO Messina (identified by the CCRB as Lt. Gary Messina).

In response to several attempts made by the CCRB to contact § 87(2)(b) (three telephone calls to her home and work phone numbers between 10/07/04 and 10/25/04 as well as one contact letter sent on 10/07/04), § 87(2)(b) contacted the CCRB on 10/26/04, at which time she provided a statement about the incident (and acknowledged that she had received the phone messages and the contact letter from the CCRB regarding her complaint). § 87(2)(b) stated that she is a § 87(2)(b) and works in the § 87(2)(b). § 87(2)(b) was working in triage with a patient on 8/25/04 when three uniformed officers came to the ambulance entrance and needed to gain entry to the emergency area. § 87(2)(b) heard the officers bang on the window, but she did not let them in immediately. § 87(2)(b) finished writing a medical chart, and the officers banged on the glass door again. § 87(2)(b) let the officers in, and one of the officers (who she identified as PO Messina, based on his shield information) asked § 87(2)(b) where her vehicle was parked so that he could issue her a summons. Lt. Messina (identified by the CCRB as Lt. Gary Messina) did not wait for § 87(2)(b) to respond, rather he entered the emergency room to visit an officer who was being treated there. § 87(2)(b) stated that there were two female officers with Lt. Messina. One of the female officers spelled her name for § 87(2)(b) but § 87(2)(b) could not recall what it was.

§ 87(2)(b) was not issued a summons. She stated that there were no witnesses to the incident who she could identify. The patient with whom she was speaking was a Spanish speaker and would not have understood. Of the incident, § 87(2)(b) stated, "this thing drove me crazy."

During the 10/26/04 conversation, § 87(2)(b) was asked how she would like to proceed. § 87(2)(b) stated that she did not want to schedule an appointment yet. She stated that she would contact the investigator by 10/29/04 with a date and time that she could appear at the CCRB. § 87(2)(b) contacted the investigator later that day (10/26/04), and stated that she wanted to think about how she would like to proceed with the case. She stated that she would again contact the investigator on 10/29/04. § 87(2)(b) failed to contact the investigator on 10/29/04.

Several attempts have been made to contact § 87(2)(b) since 10/26/04, however they have been unsuccessful. Two calls were placed to § 87(2)(b) Dawkin's home and work telephone numbers between 10/26/04 and 11/23/04 and messages were left on both occasions. In addition, a final contact letter was sent to her residence on 11/22/04, which was not returned to the CCRB. Not only did § 87(2)(b) fail to respond to the CCRB but based on information that she provided during her 10/26/04 statement, she receives mail at the address to which the letters were sent and she receives messages on her home phone. It § 87(2)(g)

Investigator:

Date:

Supervisor:

Date:

Reviewed by:

Date:

Reviewed by:

Date: